



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application:

Ryan Weeks et al.

Docket No. 1998.4039.004

Serial No. 10/009,050

Group Art Unit: 3764

Filed: December 6, 2001

Examiner: Q.D. Thanh

For: MULTIPLE BLADDER PARTIAL BODY OR FULL BODY SUPPORT
MASSAGE SYSTEM INCLUDING A METHOD OF CONTROL

CERTIFICATE OF MAIL

I hereby certify that this correspondence is being deposited with the United States Postal Service Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on October 27, 2005.



Suzanne J. Wills

RESPONSE

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

INTRODUCTORY COMMENTS

This responds to the advisory action mailed 19 August 2005 .

REMARKS

The Applicant asks that the Examiner reconsider the reasoning employed in the Advisory Action to dismiss Applicant's argument that Bullard teaches away from the incorporation of its constricting cuffs into a seat. The Action argues that "it's not that Bullard teaches away from the incorporation of its constricting cuffs into a seat, but rather that Bullard teaches one form of applying pressure by expandable chambers contacting a portion of a user's body." The Action then goes on to essentially restate its arguments for obviousness.

The Applicant maintains that to argue "its not . . . , but rather it's . . ." is to argue that the two positions are mutually exclusive – that Bullard can't teach away from incorporating cuffs if it teaches the use of expandable chambers. The applicant maintains